

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In re:

Case No. 08-41376

LIBERATOR TECHNOLOGIES, L.L.C.,

Chapter 7

Debtor.

Judge Thomas J. Tucker

**ORDER SUSTAINING COLUMBIA METAL SPINNING CO.'S OBJECTION
FILED MARCH 5, 2010, AND DIRECTING THAT THIS CASE BE CLOSED
WITHOUT ENTRY OF A DISCHARGE ORDER**

This case is before the Court on creditor Columbia Metal Spinning Co.'s objection to the Chapter 7 Trustee's Report of No Distribution filed on February 19, 2010 (Docket # 150.) Columbia objects to the Report "to the extent the Trustee seeks a discharge of all claims." The last sentence of the Trustee's report states: "Claims scheduled to be discharged without payment: \$ 7096541.64."

Section 727(a)(1) of the Bankruptcy Code states that "The court shall grant the debtor a discharge, unless – (1) the debtor is not an individual[.]" 11 U.S.C. § 727(a)(1). "Individual" means "a single human being," or "natural person," and the word "individual" does not include a corporation or other entity, such as a limited liability company. *See, e.g., In re JAC Family Foundation*, 356 B.R. 554, 556-57 (Bankr. N.D. Ga. 2006). Accordingly,

IT IS ORDERED that Columbia's objection to the Trustee's Report (Docket # 150), is sustained. No discharge order has been entered, or will be entered, in this Chapter 7 case.

The Clerk will close this Chapter 7 case, without a discharge.

Signed on March 11, 2010

/s/ Thomas J. Tucker
Thomas J. Tucker
United States Bankruptcy Judge